



HR0762

LRB101 20784 MST 70476 r

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HOUSE RESOLUTION

2 WHEREAS, The U.S. Congress passed into law the National
3 Childhood Vaccine Injury Act of 1986, which states that no
4 "vaccine manufacturer shall be liable in a civil action for
5 damages arising from a vaccine-related injury or death
6 associated with the administration of a vaccine after October
7 1, 1988, if the injury or death resulted from side effects that
8 were unavoidable even though the vaccine was properly prepared
9 and was accompanied by proper directions and warnings"; and

10 WHEREAS, In 2011, the United States Supreme Court ruled in
11 *Bruesewitz v. Wyeth* that the "National Childhood Vaccine Injury
12 Act pre-empts all design-defect claims against vaccine
13 manufacturers brought by plaintiffs who seek compensation for
14 injury or death caused by vaccine side effects"; and

15 WHEREAS, Our individual human rights should outweigh the
16 profits of pharmaceutical companies, and individuals should
17 have the ability to hold vaccine manufacturers liable for
18 design defects that result in adverse side effects from
19 vaccines; and

20 WHEREAS, The European Union has found a way to allow
21 evidence-based lawsuits to hold vaccine manufacturers liable
22 without destabilizing the European health care system;

1 therefore, be it

2 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE
3 HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that
4 we urge the Congress of the United States to pass, and the
5 President to sign, legislation removing 42 U.S.C.
6 300aa-22(b)(1) from law and allowing design defect claims
7 against vaccine manufacturers by individuals who have
8 experienced adverse side effects caused by vaccines; and be it
9 further

10 RESOLVED, That suitable copies of this resolution be
11 delivered to the President of the United States, the U.S.
12 Senate Majority Leader, the U.S. Speaker of the House of
13 Representatives, each member of the Illinois Congressional
14 Delegation, and the U.S. Secretary of Health and Human
15 Services.